

**SUPREME COURT MINUTES
MONDAY, MARCH 4, 2013
SAN FRANCISCO, CALIFORNIA**

S194129 D056998 Fourth Appellate District, Div. 1 **VICKS (MICHAEL D.) ON
H.C.**

Opinion filed: Affirmed in part, reversed in part

The judgment of the Court of Appeal is reversed to the extent it vacates the Board's order deferring Vicks's next parole hearing in accordance with the terms of Marsy's Law. In all other respects, the judgment is affirmed.

Majority Opinion by Cantil-Sakauye, C. J.

-- joined by Kennard, Baxter, Werdegarr, Chin, Corrigan, and Liu, JJ.

Concurring Opinion by Liu, J.

-- joined by Werdegarr, J.

S199887 A133177 First Appellate District, Div. 2 **BOURHIS (DANIELLE) v.
LORD (JOHN)**
S199889 A132136 First Appellate District, Div. 2 **BOURHIS (DANIELLE) v.
LORD (JOHN)**

Opinion filed: Judgment affirmed in full

We adhere to *Rooney, supra*, 10 Cal.3d 351, and *Peacock Hill, supra*, 8 Cal.3d 369. Accordingly, we affirm the Court of Appeal's orders denying the motions to dismiss the appeals.

Majority Opinion by Chin, J.

-- joined by Cantil-Sakauye, C. J., Baxter, Werdegarr, Corrigan, and Liu, JJ.

Concurring and Dissenting Opinion by Kennard, J.

S208867 B237335 Second Appellate District, Div. 8 **WHATLEY-MILLER
(SUSANNE) v. COOPER
(COLLIN)**

Petition ordered withdrawn

Pursuant to written request for petitioner to this court, the above-entitled petition for review is ordered withdrawn.

S119296**PEOPLE v. BATTLE
(THOMAS LEE)**

Extension of time granted

Good cause appearing, and based upon Deputy State Public Defender Heidi Bjornson-Pennell's representation that she anticipates filing the appellant's opening brief by August 30, 2013, counsel's request for an extension of time in which to file that brief is granted to May 6, 2013. After that date, only two further extensions totaling about 120 additional days will be granted. An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S132256**PEOPLE v. HELZER (GLEN
TAYLOR)**

Extension of time granted

Good cause appearing, and based upon counsel Jeanne Keevan-Lynch's representation that she anticipates filing the appellant's opening brief by December 15, 2013, counsel's request for an extension of time in which to file that brief is granted to April 26, 2013. After that date, only four further extensions totaling about 230 additional days will be granted. An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S141080**PEOPLE v. CAMACHO
(ADRIAN GEORGE)**

Extension of time granted

Good cause appearing, and based upon counsel Barry Morris's representation that he anticipates filing the appellant's opening brief by April 29, 2013, counsel's request for an extension of time in which to file that brief is granted to April 29, 2013. After that date, no further extension will be granted. An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S143531**PEOPLE v. LEON (JOSE
LUIS)**

Extension of time granted

Good cause appearing, counsel's request for an extension of time in which to file the appellant's opening brief is granted to April 26, 2013. The court anticipates that after that date, only five further extensions totaling about 300 additional days will be granted. Counsel is ordered to inform his or her supervising attorney, if any, of this schedule, and to take all steps necessary to meet it. An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S172750**PEOPLE v. KENNEDY (JOHN FITZGERALD)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to May 6, 2013.

S196958**HOWARD (DEMETRIUS CHARLES) ON H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Susan Garvey's representation that she anticipates filing the reply to the informal response to the petition for writ of habeas corpus by March 15, 2014, counsel's request for an extension of time in which to file that document is granted to April 29, 2013. After that date, only six further extensions totaling about 320 additional days are contemplated.

S200464**SELF (CHRISTOPHER) ON H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Geraldine S. Russell's representation that she anticipates filing the reply to the informal response to the petition for writ of habeas corpus by October 15, 2014, counsel's request for an extension of time in which to file that document is granted to May 6, 2013. After that date, only nine further extensions totaling about 530 additional days are contemplated.

S204529**HAJEK (STEPHEN EDWARD) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Moona Nandi's representation that she anticipates filing the informal response to the petition for writ of habeas corpus by June 24, 2013, counsel's request for an extension of time in which to file that document is granted to May 6, 2013. After that date, only one further extension totaling about 50 additional days will be granted.

S205750**GEORGE (JOHNATON
SAMPSON) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Supervising Deputy Attorney General Holly D. Wilkens's representation that she anticipates filing the informal response to the petition for writ of habeas corpus by October 3, 2013, counsel's request for an extension of time in which to file that document is granted to May 3, 2013. After that date, only three further extensions totaling about 155 additional days are contemplated.

S206771 A133032 First Appellate District, Div. 5**PEOPLE v. MOFFETT
(ANDREW LAWRENCE)**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to March 8, 2013.

S208631 A131873 First Appellate District, Div. 5**SHEMARIA (LEIGH) v.
COUNTY OF MARIN**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the answer to petition for review is extended to March 18, 2013.

S200923 A125557/A126827 First Appellate District, Div. 1 **DURAN (SAM) v. U.S. BANK
NATIONAL ASSOCIATION**

Order filed

On application of respondents and good cause appearing, it is ordered that permission to file the reply brief in excess of 8,400 words is hereby granted.

S208829**LEGARDY (RONALD EARL)
v. S.C. (PEOPLE)**

Transferred to Court of Appeal, Second Appellate District

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District.